IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE THOTTATHIL B.RADHAKRISHNAN

MONDAY, THE 25TH JUNE 2007 / 4TH ASHADHA 1929

OP.No. 6600 of 2001(I)

PETITIONER:

JOSHI THOMAS, U.D.CLERK,
DIVISIONAL FOREST OFFICE, KOTHAMANGLAM.

BY ADV. SRI.N.REGHURAJ
SMT.K.AMMINIKUTTY

RESPONDENTS:
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1. THE CONSERVATOR OF FORESTS, HIGH RANGE CIRCLE, S.H.MOUNT P.O., KOTTAYAM.

2. THE CHIEF CONSERVATOR OF FORESTS (ADMINISTRATION) THIRUVANANTHAPURAM.

3. STATE OF KERALA REPRESENTED BY SECRETARY TO DEPARTMENT OF FORESTS, THIRUVANANTHAPURAM.

R1 BY SRI.P.SANTHOSH KUMAR
R3 BY GOVT PLEADER SMT.SMITHA SUKUMAR

THIS ORIGINAL PETITION HAVING BEEN FINALLY HEARD ON 25/06/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

ORDER ON CMP NO.10900.OF 2001 IN OP NO.6600 OF 2001 I

//DISMISSED//

25.06.2007. SD/- THOTTATHIL B.RADHAKRISHNAN, JUDGE.

APPENDIX

PETIITONER'S EXHIBITS:

EXT.P1: TRUE COPY OF ORDER DATED 20.5.83 BEARING NO.E8, 49208/81 ISSUED BY CHIEF CONSERVATOR OF FORESTS.

EXT.P2: TRUE COPY OF LIST OF WILLING AND ELIGIBLE PERSONS FOR APPOINTMENT AS FORESTERS FROM MINISTERIAL STAFF.

EXT.P3: TRUE COPY OF ORDER DATED 10.2.99 BEARING NO.E1-1433/98 ISSUED BY DFO, KOTTAYAM.

EXT.P4: TRUE COY OF REPRESENTATION DT.31.8.99 SENT BY THE PETITIONER.

EXT.P5: TRUE COPY OF ORDER DTD.18.1.2000 BEARING NUMBER E1-1433/97 ISSUED BY DFO, KOTTAYAM.

EXT.P6: TRUE COPY OF ORDER DATED 14.2.2000 BEARING NO.E7-40515/99 ISSUED BY CHIEF CONSERVATOR OF FORESTS.

/TRUE COPY/

THOTTATHIL B.RADHAKRISHNAN, J.

O.P.No.6600 OF 2001

Dated this the 25th day of June, 2007

JUDGMENT

Though the impugned orders have been passed essentially stating that appropriate representation of the petitioner showing the relevant details are not available with the department, it is apparent from Ext.P2 that such details are matters of record. Under such circumstances, the impugned decisions are quashed and the respondents are directed to reconsider the issues regarding the claim of the petitioner on the basis of the judgment of this Court in O.P.No.17051/95. The petitioner will be entitled to make claims only the extent of reliefs having been granted as per the judgment dated 7.8.1996 to the petitioners therein. Let such final decision be taken within a period of four months from the date of receipt of a copy of this judgment.

The writ petition is disposed of with the above directions. No costs.

Sd/-

THOTTATHIL B.RADHAKRISHNAN
Judge

kkb.

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THOTTATHIL B. RADHAKRISHNAN, J

O.P.NO.6600 OF 2001

JUDGMENT

25TH JUNE, 2007.

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